

DISTRICT COURT OF THE VIRGIN ISLANDS
DIVISION OF ST. THOMAS AND ST. JOHN

IDA SMITH,)
)
 Plaintiff,)
)
 v.)
)
 ALL PERSONS CLAIMING A PRESENT OR)
 FUTURE INTEREST IN ESTATE 13,)
 FRIIS, LINDA V. SMITH-FRANCIS,)
 WILLIAM E. SMITH, ELOISE V. SMITH-)
 HENDRICKS, BAB FRIISENO. 1, PAUL)
 HOFFMAN, JANE HOFFMAN-WALKER,)
 ELEANOR ADAMS HOFFMAN, MAXWELL)
 ADAMS HOFFMAN, GLORIA FRANCOIS)
 MCGOWAN, DAVID A. BORNN AS TRUSTEE)
 TO THE GAF TRUST ESTATE 14 JOHN'S)
 FOLLY EXCLUDING ALL HEIRS AT LAW,) Civil No. 2011-41
 ESTATE 15 CONCORDIA A, CORAL BAY)
 QUARTER, ST JOHN UNITED STATES)
 VIRGIN ISLANDS, NATIONAL PARK)
 SERVICE, LAND RESOURCES DIVISION,)
 DEPARTMENT OF INTERIOR, THE UNITED)
 STATES OF AMERICA, STANLEY)
 SELENGUT, WILLIAM B. POPPELTON,)
 LORRAINE A. POPPELTON, KEVIN M.)
 WALSH, MARIA K. STURATIS, SCOTT E.)
 WILMOSKI, CHARLES M. PERDUE,)
 MONICA PERDUE, JOZSEF NEMETH,)
 NANCY NEMETH, FRED S. PATTERSON,)
 MARGARET D. PATTERSON, JOHN R.)
 PERGOLIZZI, TREASURE VIEW LLC,)
 GEORGE PILLORGE, DEBORAH PILLORGE,)
 SCOTT L. HARTSHORN, CLAUDETTE C.)
 HARTSHORN, HEINZ G. FISHER, LINDA)
 G. BURDET TRUSTEES OF THE HEINZ G.)
 FISHER TRUST, DONALD DURANTE,)
 SAFIA B. DURANTE, CRAIG E.)
 MITCHELL, ALAN MARTIN KAUFMAN,)
 RACHELLE KAUFMAN, JEFFREY J.)
 MCCRAVE, ANN McCRAVE, DOROTHY K.)
 JANOSKO, WILLIAM R. KINCER, SUSAN)
 B. KINCER, SUSAN GREER)
 LITTLEFIELD, WAYNE CHESTERFIELD,)
 MONIQUE FRANCOIS, PEDRITO)

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FRANCOIS, SALT POND VISTA LLC,)
V.I. JOSEPH PALMINTERI, CARRIE)
GLENN, MARC KAVE, EMILY J.)
BRATTON, RICK HATHAWAY, RENE A.)
SERVANT aka RENE H. SERVANT, MARIE)
THERESE L. SERVANT, LORI JANE)
SNACK, BRIAN K. WALDEN,)
MINISTER ISHMAEL R. MUHAMMED,)
MICHAEL CARPER, REUBEN WHEATLEY,)
et al.,)
Defendants.)

)

APPEARANCES:

Ida Smith
New York, NY
Pro se plaintiff,

Ronald W. Sharpe, USA
Jason Cohen, AUSA
St. Thomas, VI
For the United States National Park Service,

Maria Tankenson Hodge, Esq.
Hodge & Francois
St. Thomas, U.S.V.I.
*For Paul Hoffman; Jane Hoffman-Walker; and David A. Bornn,
Trustee of the GAF Trust,*

Rafael F. Muilenburg, Esq.
Morrisette & Muilenburg
St. John, U.S.V.I.
*For William E. Smith; Eloise V. Smith; Deborah Pillorge;
Claudette C. Hartshorn; Scott L. Hartshorn; Linda V. Smith-
Francis; and George Pillorge,*

Gloria McGowan
Pro se,

Wayne Chesterfield
Pro se,

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Monique Francois

Pro se,

Pedrito Francois

Pro se,

Joseph Palminteri

Pro se,

W. Mark Hillsman, Esq.

Law Offices of Norman P. Jones, P.C.

St. Thomas, U.S.V.I.

For Carrie Glenn; Lori Jane Snack; William B. Poppelton; Lorraine A. Poppelton; Maria K. Sturaitis; Charles M. Purdue; Monica Purdue; Salt Pond Vista, LLC; Heinz G. Fisher; Linda G. Burdet, Trustee of the Heinz G. Fisher; Safia B. Durante; Donald Durante,

Marc Kave

Pro se,

Emily J. Bratton

Pro se,

Rick Hathaway

Pro se,

Rene A. Servant

Pro se,

Marie Therese Servant

Pro se,

Brian K. Walden

Pro se,

John H. Benham, III, Esq.

Watts, Benham & Sprehn, P.C.

St. Thomas, U.S.V.I.

For Stanley Selengut,

Mark D. Hodge, Esq.

Hodge & Francois

St. Thomas, U.S.V.I.

For Kevin M. Walsh and Treasure View LLC,

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Scott E. Wilmoski

Pro se,

Jozef Nemeth

Pro se,

Nancy Nemeth

Pro se defendant.

Fred S. Patterson

Pro se,

Margaret D. Patterson

Pro se defendant.

John R. Perqulizzi

Pro se,

Terryhill Enterprises, II

Pro se,

Missouri LLC

Pro se,

Craig E. Mitchell

Pro se,

Michael E. Fitzsimmons, Esq.

Stryker, Duensing, Casner & Dollison

St. Thomas, U.S.V.I.

For Alan Martin Kaufman,

Ann McCrave

Pro se,

Jeffrey J. McCrave

Pro se,

William R. Kincer

Pro se,

Susan B. Kincer

Pro se,

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Susan Greer Littlefield

Pro se,

Kurt Shore

Pro se,

Suzanne L. Shore

Pro se,

Dorothy Janosko (also known as "Dorothy K. Janoko")

Pro se.

JUDGMENT

GÓMEZ, J.

Before the Court are three motions to dismiss for failure to effectuate timely service. The first motion was filed by Treasure View, LLC, and Kevin Walsh. The second motion was filed by Salt Pond Vista, LLC; Carrie Glenn; Lori Jane Snack; William Poppelton; Lorraine A. Poppelton; Charles M. Perdue and Monica Perdue; Heinz G. Fischer and Linda G. Burdet, Trustees of the Heinz G. Fischer Family Trust; Maria K. Struraitis; Donald Durante; and Safia B. Durante. The third motion was filed by Stanley Selengut. The several defendants are referred to herein collectively as the "Dismissal Movants."

For the reasons articulated in the Memorandum Opinion of even date, it is hereby

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ORDERED that the Dismissal Movants' motions to dismiss docketed at ECF Docket Numbers 439, 449, and 490 are **GRANTED**; it is further;

ORDERED that Smith's claims against the Dismissal Movants are **DISMISSED**; it is further

ORDERED that the motion to strike docketed at ECF Number 458 is **MOOT**; it is further

ORDERED that the motion for clarification docketed at ECF Number 458 is **MOOT**; it is further

ORDERED that the motion for action on personal jurisdiction docketed at ECF Number 481 is **MOOT**; and it is further

ORDERED that the motion to stay docketed at ECF Number 482 is **MOOT**.

s\

Curtis V. Gómez
District Judge